

Hiroaki Nishio
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Pro Se Plaintiff

FILED
Clerk
District Court

APR 10 2018

for the Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN MARIANA ISLANDS

Hiroaki Nishio)
)
Plaintiff)
)
vs.)
)
SAIPAN INTERNATIONAL)
AIRPORT)
(COMMONWEALTH PORTS)
AUTHORITY)
)
Defendant)
_____)

CV 18-0013
Civil Case No.:
COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff Hiroaki Nishio brings forth the following causes of action and alleges the following:

1. Plaintiff is an individual and resident of Saipan, USA.
2. Defendant is Commonwealth Ports Authority and at time of this complaint resident of Saipan, USA.
3. On or about July 11, 2011 Plaintiff was required ten million dollar insurance for any operation and prohibit flight operation by Commonwealth Ports Authority.
4. On or about March 23, 2013 Plaintiff filed formal complaint to Commonwealth Ports Authority in Office of the Chief Counsel FAA Part 16 Airport Proceeding Docket, ACO-100 Federal Aviation Administration, 800 Independence Ave., WS., Washington DC 20591.
5. On or March 29, 2013 FAA Office of the Chief Counsel had docketed as Docket No.16-13-03. Under Title 14, Part 16 of the code of Federal Regulations. ("14 CFR Part16").
6. On or April 29, 2016 Federal Aviation Administration Director found that the Commonwealth Ports Authority is in violation of Federal law, which is ten million dollars aircraft liability insurance requirement is unreasonable, and therefore unjustly discriminatory to the Complainant's flight training-only operation in violation of Grant Assurance 22, Economic Nondiscrimination and 49 U.S.C. 47107(a).

7. On or November 23, 2016 Byron Huffman ,the FAA acting director of Airport Compliance and Management Analysis Federal Aviation, has determined the Commonwealth Port Authority is requiring insurance amount that are unreasonable and unjustly discriminatory of airplanes that operate at the Francisco C.Ada/Saipan international Airpot.

Plaintiff brings forth the following counts and allegations supporting Commonwealth Port Authority cause of action.

Count 1- Negligenece

Commonweaith Port Authority's ten million dollers aircraft liability insurance requirment is unreasonable and unjustly discriminatory to the Complaiant in violating of Grant Assurance 22, Economic Nondiscrimination and 49 U.S.C. 47107(a).

Count 2- Negligenece

Commonweailth Port Authority,s interpetation and application of its published aircraft liability insurance requirements is unreasonable, and therefore unjustly discriminatory to the Plaintiff,s Flight training-only operation inviolation of Grant Assurance 22, economic Nondiscrimination and 49 U.S.C. 47107 (a).

Damages

Wherefore Plainiff seeks compensatory damages in the amount one million dollars, attoney fees, and cort costs.

Dated This 1st day of April, 2018

Hiroaki Nishio